



Office of Petition  
JFW  
313

Patent US 221C4  
Attorney Docket: 612,404-387  
(formerly 267/242)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

**HELLER, Michael J.**

**Serial No.: 09/997,374**

Filed: November 29, 2001

For: HYBRIDIZATION OF  
POLYNUCLEOTIDES CONJUGATED  
WITH CHROMOPHORES AND  
FLUOROPHORES TO GENERATE  
DONOR-TO-DONOR ENERGY  
TRANSFER SYSTEM

Group Art Unit: 1637

Examiner: J. Fredman

**TRANSMITTAL LETTER  
AND FEE CALCULATION SHEET**

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Enclosed please find the following documents:

- 1) Petition Under 37 C.F.R. §1.313(C)(2) For Withdrawal From Issue;
- 2) Request for Continued Examination (RCE) Transmittal; and
- 3) Petition Under 37 C.F.R. §1.78(A)(3) For Acceptance of Claim of Priority (with

Exhibit A).

CERTIFICATE OF MAILING (37 C.F.R. §1.8)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to Mail Stop Petition, Commissioner for Patents, Alexandria, VA 22313-1450.

11/29/01  
Date of Deposit  
IR1:1056087.1

Denise N. Doss

The Commissioner is hereby authorized to charge Deposit Account No. 50-2862 in the amount of \$1,845.00 for the following fees:

- 1) Petition Fee 1.313(c)(2) - \$130.00,
- 2) RCE Fee - \$385.00, and
- 3) Petition Fee 1.78(a)(3) - \$1,330.00.

In addition, the Commissioner is authorized to charge any deficiency in fees or any overpayment of fees that may be required to Deposit Account No. 50-2862. A duplicate copy of this letter is enclosed for processing purposes.

Respectfully submitted,

O'MELVENY & MYERS LLP

Dated: June 22, 2004

By: Diane K. Wong  
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